IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 33653 of 2006(F)

PETITIONER:

V.AMEERALI,
S/O.M.ABDUL REHMAN,
TECHTRIX COMPUTERS,
NEAR BUS-STAND,
THRIKARIPUR P.O,
KASARAGOD 671310

BY ADV. SRI.T.K.VIPINDAS

RESPONDENTS:
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1. **THE SECRETARY, KSEB,**
   VYDHUTHY BHAVAN,
   THIRUVANANTHAPURAM.

2. **THE DEPUTY CHIEF ENGINEER,**
   K.S.E.B., KASARAGOD.

3. **THE EXECUTIVE ENGINEER,**
   K.S.E.B DIVISIONAL OFFICE,
   KANHANGAD.

4. **THE ASSISTANT EXECUTIVE ENGINEER,**
   ELECTRICAL MAJOR SECTION,
   PILICODE.

5. **THE ASSISTANT ENGINEER,**
   ELECTRICAL SECTION OFFICE,
   THRIKARIPUR.

BY SRI.JOSE J.MATHEIKEL, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN, J.

W.P.(C) NO. 33653 OF 2006

Dated this the 19th day of December, 2006

J U D G M E N T

Exhibit P2 is under challenge. The allegation is that the petitioner has unauthorisedly consumed electricity in excess of the sanctioned unit. The contention of the petitioner is that demanding 1.5 times of the consumption charges is illegal and maximum that can be demanded is only 1½ times of the fixed charges. However, he has got right of appeal before the Consumer Redressal Forum constituted under Section 42(5) of the Electricity Act.

2. In such circumstances, if the petitioner affords an appeal before the said authority along with deposit of an amount of Rs.5,000/-, the said authority shall consider the appeal and dispose of the same in accordance with law. On making the payment of Rs.5,000/- as aforesaid, the supply shall be restored.

Writ petition is disposed of as above.

P.R.RAMAN, JUDGE

Rp